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Attorney for Infobahn Softworld Inc.

E-FILED - 2/5/08

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**INFOBAHN SOFTWARE, INC., a
corporation.**

Plaintiff,

v.

**BCCUSA, INC., a corporation, and; DOES
1 through 20 inclusive,**

Defendants.

Case Action No. C07 00040 RMW

**STIPULATION AND
ORDER DISMISSING THE ACTION
WITH PREJUDICE**

**BCCUSA, INC., a corporation,
Counterclaimant**

v.

**INFOBAHN SOFTWARE, INC.,
a corporation.**

Counterdefendant.

1 **WHEREAS** Plaintiff INFOBAHN SOFTWARE INC. and Defendant BCCUSA INC.
2 entered into a the written "Settlement and General Release" on or about September 1, 2007 (the
3 "Settlement Agreement") to settle fully and finally any and all disputes between them, including
4 those arising out of the claims and defenses in this action.
5

6 **WHEREAS** the parties agreed to dismiss the above referenced action including all
7 claims and counterclaims by any party;
8

9 **WHEREAS** all monies agreed to in the Settlement Agreement have been paid as agreed
10 between parties.
11

12 The parties hereby stipulate as follows:

- 13 1. Case number C07 00040 RMW is dismissed with prejudice.
14 2. That all obligations under the Settlement Agreement have been satisfied.

15 Dated: January 31, 2008

LAW OFFICE OF JAMES M. BARRETT

18 S/ _____
19 JAMES M. BARRETT
Attorney for Plaintiff.

20 Dated January 31, 2008

HOGNA HOLMES & USOZ LLP

23 S/ _____
24 LESLIE HOLMES
Attorney for Defendants

ORDER

IT IS HEREBY ORDERED that the forgoing Stipulation is approved in its entirety and

That:

1. Case No. C-07 00040 RMW HRL is DISMISSED WITH PREJUDICE.

Dated: 2/5/08


HONORABLE RONALD M. WHYTE